

## **EXHIBIT 12**

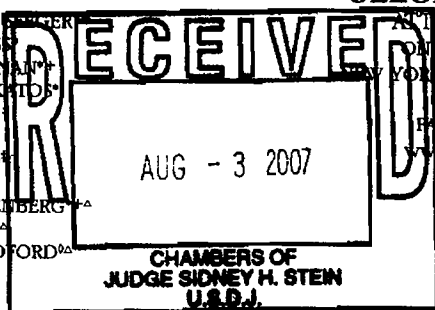
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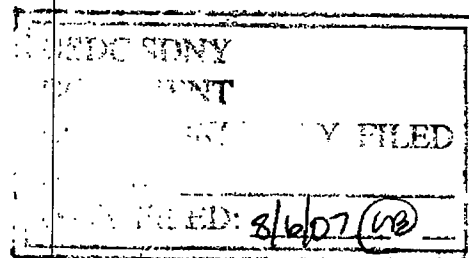


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August 2, 2007

## VIA HAND DELIVERY

Hon. Sidney H. Stein, U.S.D.J.  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St., Room 1010  
New York, NY 10007



Re: New Mexico United Food and Commercial Workers Union's and  
Employers' Health and Welfare Trust Fund v. Purdue Pharma, L.P. et  
al. (07-cv-6916)

Dear Judge Stein:

Respecting the Complaint filed yesterday captioned New Mexico United Food v. Purdue Pharma, L.P., Plaintiff designated the case as "related" to a case before Your Honor, In re OxyContin Antitrust Litig. MDL 1603. Such designation of this case, a RICO and consumer protection case, as "related" was in error. We ask that the case be placed in the random judge pool, as is the practice for cases not designated as "related".

Respectfully,

Christopher A. Seeger

8/6/07  
Application  
granted. This action is to  
be randomly  
assigned by the  
Clerk of Court to  
an Article III judge.  
So ordered.  
Sidney H. Stein  
U.S.D.J.